

# **Pinellas County**

*315 Court Street, 5th Floor Assembly Room  
Clearwater, Florida 33756*



## **Minutes - Final**

**Tuesday, October 25, 2016**

**2:00 PM**

**BCC Assembly Room**

## **Board of County Commissioners**

*Charlie Justice, Chairman  
Janet C. Long, Vice-Chairman  
Dave Eggers  
Pat Gerard  
John Morrone  
Karen Williams Seel  
Kenneth T. Welch*

**ROLL CALL - 2:03 P.M.**

**Present:** 5 - Charlie Justice, Janet C. Long, Dave Eggers, John Morroni, and Kenneth T. Welch

**Absent:** 2 - Pat Gerard, and Karen Williams Seel

**Others Present:** James L. Bennett, County Attorney; Mark S. Woodard, County Administrator; Clarethia N. Harris, Chief Deputy Clerk; and Christopher Bartlett and Jenny Masinovsky, Board Reporters, Deputy Clerks.

**INVOCATION by Rabbi Michael Torop with Temple Beth-El in St. Petersburg**

**PLEDGE OF ALLEGIANCE**

**PRESENTATIONS AND AWARDS**

1. Presentations and awards:

Doing Things Employee Recognition - Derwood "D.J." Jones, Animal Services

Extension Employee Awards

Walk Like MADD Proclamation

World Pancreatic Cancer Day Proclamation

Veterans Day Proclamation

Partner Presentation:

Creative Pinellas - Elizabeth Brincklow, Engagement Director

**Doing Things Employee Recognition - Derwood "D.J." Jones, Animal Services**

Chairman Justice recognized Animal Control Officer Derwood "D.J." Jones for ensuring the health, safety, and welfare of the County's human and animal citizens. He noted that Mr. Jones is a 23-year employee and has served in the military for two decades; and that his compassion, knowledge, and demeanor have led to positive relationships with the public and have made him a valuable mentor to new employees; whereupon, a video was shown highlighting the services Mr. Jones provides.

**Extension Employee Awards**

Plaques were presented to the following individuals for distinguished service in their efforts towards outreach education from the University of Florida Extension Center, a Pinellas County partner in providing research information to help county residents.

Chairman Justice provided background information and the recipients provided input.

- Family and Consumer Sciences Agent Nan Jensen, recipient of the 2016 Mary Harrison Distinguished Extension Professional Award.
- Natural Resources Agent Lara Milligan, recipient of the Visionary Leadership Recognition from Epsilon Sigma Pi.
- Florida Sea Grant Marine Agent Libby Carnahan, recipient of the 2016 Don Sweat Award and the Marshall and Mildred Watkins Professional Improvement Award.

#### **Walk Like MADD Proclamation**

Proclamation presented to Walk Like MADD Teams Chairperson Kaylee Arthur and another representative. Chairman Justice provided background information and the recipients provided input.

#### **World Pancreatic Cancer Day Proclamation**

Proclamation presented to Suzy Swenson, Tampa Bay Affiliate Advocacy Chair, Pancreatic Cancer Action Network. Chairman Justice provided background information and Ms. Swenson provided input.

#### **Veterans Day Proclamation**

Proclamation presented to Homeless Program Coordinator and Outreach Supervisor Jennifer Sprague, Bay Pines Veterans Administration Healthcare System; Homeless Empowerment Program Chief Executive Officer Terrance McAbee; Boley Centers Chief Operating Officer Miriam Nordlinger; and a representative from St. Vincent DePaul.

#### **Partner Presentation: Creative Pinellas**

Creative Pinellas President Doreen Moore provided a brief update of recent successes and strategies of the organization, and noted that the process for becoming a 501(c)(3) non-profit organization has been initiated.

Director of Engagement Elizabeth Brincklow conducted a PowerPoint presentation, a copy of which has been filed and made a part of the record, and provided a review of the initial grant programs which began earlier this year, and the performance of the related website dedicated to the grantees. She noted that several new grant programs are planned; that the Professional Artist and Returning Artist fellowships are now available; and that there are grant programs available to individuals and organizations, and discussion ensued.

#### **CITIZENS TO BE HEARD**

**2. Public comment.**

Lenore Faulkner, Madeira Beach, re education excellence

David Ballard Geddis, Jr., Palm Harbor, re water jurisdictions as the new political child

James McLynas, Indian Shores, re Sheriff

Greg Pound, Largo, re truth

Dr. Gerry Tesch, New Port Richey, re court

Travis Palladeno, Madeira Beach, re causeway project

**Meeting Recessed: 3:06 P.M.**

**Meeting Reconvened: 3:14 P.M.**

**CONSENT AGENDA (Items 3 through 20)**

**A motion was made by Commissioner Welch, seconded by Commissioner Eggers, that the Consent Agenda Items be approved. The motion carried by the following vote:**

**Aye:** 5 - Chairman Justice, Vice-Chairman Long, Commissioner Eggers, Commissioner Morroni, and Commissioner Welch

**Absent:** 2 - Commissioner Gerard, and Commissioner Seel

## CLERK OF THE CIRCUIT COURT AND COMPTROLLER

**3. Minutes of the regular meeting held September 27, 2016.**

Reports received for filing:

**4. Dock Fee Report for the month of September 2016.****5. Quarterly Report of Routine Dock and Dredge/Fill Permits issued from June 1 to September 30, 2016.****6. Florida Department of Agriculture and Consumer Services, Florida Forest Service, Lakeland District, Annual Report to Pinellas County Commissioners for the period July 1, 2015 through June 30, 2016.**

Miscellaneous items received for filing:

**7. Correspondence from the Southwest Florida Water Management District regarding the District's Draft 2017 Five-Year Water Resource Development Work Program.**

8. Public Risk Management of Florida Intergovernmental Cooperative Agreement, A Contract and By-Laws for Public Risk Management of Florida Health Trust (PRM-HT), as amended and restated through October 19, 2012, for the City of Seminole (joined PRM-HT effective 10/1/16), together with an Affidavit of Authenticity.

#### COUNTY ADMINISTRATOR DEPARTMENTS

##### County Administrator

9. Receipt and file report of purchasing items delegated to the County Administrator for the quarter ending September 30, 2016.
10. Receipt and file report of non-procurement items delegated to the County Administrator.

##### Human Services

11. Award of bid to Premier Care of Florida, Inc. (d/b/a ALifeTribute Funeral Care) for requirements of indigent burial and cremation services.  
  
Bid No. 156-0340-B in the estimated amount of \$2,250,000.00 awarded on the basis of being the only responsive, responsible bid received meeting specifications; contract term is 60 months.  
  
Vinson Funeral Home bid rejected on the basis of being non-responsive for not having the necessary facilities to perform.
12. Notice of grant award from the Center for Medicare and Medicaid Services for year two of the 2015 to 2018 Navigator Grant Program.  
  
Non-competing grant award approved for funding in the amount of \$580,000.00; no County match required.
13. Notice of grant award from the Office of Juvenile Justice and Delinquency Prevention for the Family Dependency Treatment Court.  
  
Three-year grant award approved for funding in the amount of \$600,000.00. No cash match required; in-kind match of \$200,000.00 to be provided by the Sixth Judicial Circuit.
14. Notice of grant award from the Bureau of Justice Assistance for the Adult Drug Court Discretionary Grant Program: Courage to Change.  
  
Three-year grant award approved for funding in the amount of \$279,611.00 (Fiscal Year 2017 award, \$92,557.00). Award requires a 25-percent in-kind match, and a \$3,000.00 cash match for use of the Social Solutions Case Management System.

15. Ratification of the County Administrator's approval of a grant award acceptance from the Office of Justice Programs for the DNA Capacity Enhancement and Backlog Reduction Grant that funds the Forensic Laboratory.

Grant award in the amount of \$340,027.00 for the period January 1, 2017 through December 31, 2018, ratified and confirmed; no County match required.

#### Management and Budget

16. Resolution supplementing the Fiscal Year 2016 Building Services Fund Budget for unanticipated revenue.

Resolution No. 16-76 adopted appropriating unanticipated permit fee revenue in the amount of \$450,000.00.

#### Public Works

17. County Incentive Grant Program Agreement with the Florida Department of Transportation for the design of an Advanced Traffic Management System/Intelligent Transportation System Phase 3 Project.

Resolution No. 16-77 adopted approving the agreement (FDOT Financial Project No. 437046-1-34-01; County PID No. 002601A). Grant amount, \$200,000.00; total estimated cost, \$400,000.00. Chairman authorized to sign the agreement and the Clerk to attest; Clerk authorized to record the resolution.

18. Amendment No. 1 to the Traffic Maintenance and Compensation Agreement with the Florida Department of Transportation.

Amendment approved (FDOT Financial Project No. 405920-6-88-01) adopting changes made by FDOT to language of the original agreement. Chairman authorized to sign and the Clerk to attest.

#### AUTHORITIES, BOARDS, CONSTITUTIONAL OFFICERS AND COUNCILS

#### Sheriff's Office

19. Receipt and file report of Sheriff's Office grants received and service contracts from July 1 to September 30, 2016.
20. Receipt and file report on the Law Enforcement Trust Fund from July 1 to September 30, 2016.

#### REGULAR AGENDA

ITEMS FOR DISCUSSION FROM THE CONSENT AGENDA - None.

## COUNTY ADMINISTRATOR DEPARTMENTS

### Convention and Visitors Bureau

21. Tourism Promotion Agreement with the Tampa Bay Sports Commission, Inc. for the 2017 College Football Playoff National Championship.

Agreement in the amount of \$650,000.00 approved.

**A motion was made by Vice-Chairman Long, seconded by Commissioner Morroni, that the item be approved. The motion carried by the following vote:**

**Aye:** 5 - Chairman Justice, Vice-Chairman Long, Commissioner Eggers, Commissioner Morroni, and Commissioner Welch

**Absent:** 2 - Commissioner Gerard, and Commissioner Seel

### Parks and Conservation Resources

22. Air Quality Consent Order A16-043 with Alpha to Omega Contractors, Inc.

Consent order approved assessing a penalty in the amount of \$33,500.00 to resolve asbestos air quality violations.

**A motion was made by Commissioner Welch, seconded by Vice-Chairman Long, that the item be approved. The motion carried by the following vote:**

**Aye:** 5 - Chairman Justice, Vice-Chairman Long, Commissioner Eggers, Commissioner Morroni, and Commissioner Welch

**Absent:** 2 - Commissioner Gerard, and Commissioner Seel

### Public Works

23. Resolution declaring a temporary moratorium on receipt of applications for the placement of cellular towers, antennas, antenna systems, or wireless communication facilities within County rights-of-way.

Resolution 16-77 adopted declaring a six-month moratorium and providing for the review of existing related ordinances and the development of evaluation criteria. Clerk authorized to record the resolution.

In response to query by Commissioner Welch, Mr. Woodard provided information regarding the reason for the request, relating that the County currently prohibits the placement of the devices within County-controlled rights-of-way; that updated technology allows for cellular towers much shorter than the 120-foot towers currently being utilized; and that Federal Communications Commission law may not allow the County to prohibit the placement of the devices; whereupon, he stated that the purpose of the moratorium would be to provide an opportunity to work with the County Attorney's Office and other staff to establish a framework within which applications could be accepted; and County Attorney Bennett concurred.

**A motion was made by Vice-Chairman Long, seconded by Commissioner Welch, that the item be approved. The motion carried by the following vote:**

**Aye:** 5 - Chairman Justice, Vice-Chairman Long, Commissioner Eggers, Commissioner Morroni, and Commissioner Welch

**Absent:** 2 - Commissioner Gerard, and Commissioner Seel

#### COUNTY ADMINISTRATOR

24. County Administrator miscellaneous - None.

#### COUNTY ATTORNEY

25. Settlement offer in the case of Roderick Fordham v. Pinellas County Sheriff's Office/Pinellas County Risk Management - Workers' Compensation Case No. 14-023702SLR.

Settlement approved in accordance with the confidential memorandum from County Attorney James L. Bennett dated October 25, 2016.

**A motion was made by Vice-Chairman Long, seconded by Commissioner Welch, that the item be approved. The motion carried by the following vote:**

**Aye:** 5 - Chairman Justice, Vice-Chairman Long, Commissioner Eggers, Commissioner Morroni, and Commissioner Welch

**Absent:** 2 - Commissioner Gerard, and Commissioner Seel

26. County Attorney miscellaneous - None.

#### AUTHORITIES, BOARDS, CONSTITUTIONAL OFFICERS AND COUNCILS

##### Emergency Medical Services Authority

Following an introduction by Mr. Woodard, City of Madeira Beach Mayor Travis Palladeno, as Chairman of the Emergency Medical Services (EMS) Advisory Council, thanked the Authority for its consideration, noting that the proposed amendments would provide EMS Authority funding for Truck 42 in Largo, Engine 18 in Lealman, Truck 33 in Pinellas Park, and Medic 1 and 3 in St. Petersburg.

Lealman Fire District Chief and Pinellas County Fire Chiefs Association President Rick Graham indicated that call volume is increasing within the county; and that the data-driven focus group's projected model is a good start for moving forward into the future; whereupon, he thanked the Authority and County staff for helping the committee achieve its goals.

City of Largo Deputy Fire Chief Dave Mixson stated that response times are critical in any type of disaster or emergency; and that support from Assistant County Administrator John Bennett and EMS Division Director Craig Hare on behalf of the County has allowed his department to provide additional services and be at the ready; whereupon, the members noted that communication regarding the needs of the County's Fire Districts has improved greatly, and thanked all those involved for working together.

**27. Amendment No. 2 to the Advanced Life Support First Responder Agreement with the City of Largo.**

Sitting as the Emergency Medical Services Authority, the Board approved the amendment representing a \$392,363.00 increase in funding for a total Fiscal Year 2017 expenditure in the amount of \$5,155,213.66. Amendment is retroactive to October 1, 2016. Chairman authorized to sign and the Clerk to attest.

**A motion was made by Commissioner Morrone, seconded by Vice-Chairman Long, that the item be approved. The motion carried by the following vote:**

**Aye:** 5 - Chairman Justice, Vice-Chairman Long, Commissioner Eggers, Commissioner Morrone, and Commissioner Welch

**Absent:** 2 - Commissioner Gerard, and Commissioner Seel

**28. Amendment No. 2 to the Advanced Life Support First Responder Agreement with the Lealman Special Fire Control District.**

Sitting as the Emergency Medical Services Authority, the Board approved the amendment representing a \$300,651.00 increase in funding for a total Fiscal Year 2017 expenditure in the amount of \$1,999,286.52. Amendment is retroactive to October 1, 2016. Chairman authorized to sign and the Clerk to attest.

**A motion was made by Vice-Chairman Long, seconded by Commissioner Welch, that the item be approved. The motion carried by the following vote:**

**Aye:** 5 - Chairman Justice, Vice-Chairman Long, Commissioner Eggers, Commissioner Morrone, and Commissioner Welch

**Absent:** 2 - Commissioner Gerard, and Commissioner Seel

29. Amendment No. 2 to the Advanced Life Support First Responder Agreement with the City of Pinellas Park.

Sitting as the Emergency Medical Services Authority, the Board approved the amendment representing a \$399,493.00 increase in funding for a total Fiscal Year 2017 expenditure in the amount of \$3,073,325.23. Amendment is retroactive to October 1, 2016. Chairman authorized to sign and the Clerk to attest.

**A motion was made by Vice-Chairman Long, seconded by Commissioner Morroni, that the item be approved. The motion carried by the following vote:**

**Aye:** 5 - Chairman Justice, Vice-Chairman Long, Commissioner Eggers, Commissioner Morroni, and Commissioner Welch

**Absent:** 2 - Commissioner Gerard, and Commissioner Seel

30. Amendment No. 1 to the Advanced Life Support First Responder Agreement with the City of St. Petersburg.

Sitting as the Emergency Medical Services Authority, the Board approved the amendment representing a \$419,470.00 increase in funding for a total Fiscal Year 2017 expenditure in the amount of \$11,979,357.00. Amendment is retroactive to October 1, 2016. Chairman authorized to sign and the Clerk to attest.

Responding to query by Commissioner Welch, Mr. Woodard indicated that the additional amounts are included in the adopted budget and financial forecast.

**A motion was made by Vice-Chairman Long, seconded by Commissioner Welch, that the item be approved. The motion carried by the following vote:**

**Aye:** 5 - Chairman Justice, Vice-Chairman Long, Commissioner Eggers, Commissioner Morroni, and Commissioner Welch

**Absent:** 2 - Commissioner Gerard, and Commissioner Seel

## COUNTY ADMINISTRATOR REPORTS

31. County Administrator reports:  
Emergency Medical Services Call Volume Analysis.

Mr. Woodard related that ambulance transport volume has increased by 9 percent over the last two years; that a study was conducted to better understand what is driving the level of increase; and that a preliminary report will be presented today; whereupon, he introduced EMS Contract Administration Coordinator Elliot Carhart.

Mr. Carhart conducted a PowerPoint presentation, a copy of which has been filed and made a part of the record, provided background information, and indicated that a goal of the study was to help pinpoint the causes of the increase and to develop ways to help predict and intervene against the rising number of calls. He reviewed the recent increases in service demand and discussed how a person's age or the County's level of tourism might be associated.

Responding to queries by the members, Mr. Carhart indicated that as the number of annual visitors to the county increased from 5 million to 6 million, the number of transports also increased for out-of-county payers from 11,000 transports to 18,000; that there is approximately one transport for every 200 out-of-county visitors; and that the majority of calls were for sick persons.

Mr. Woodard indicated that many variables are driving the increase in transport volume; that it cannot be pinned to one single cause; and that the next step is to do additional research to complete the study, and discussion ensued.

Mr. Hare related that the Optima Corporation has been retained to build new analysis maps for the data-driven focus group; and in response to query by Commissioner Eggers, that call volume increases in other counties were found to range from 4 percent to 9 percent; whereupon, Mr. Woodard concluded the presentation.

## COUNTY COMMISSION

### 32. Appointments to the Greater Seminole Area Recreation District.

Ronald Ronz appointed and Stephen Kuplicki and Harold Kinsey reappointed for four-year terms following a ballot vote.

### 33. Appointments to the Educational Facilities Authority.

Grace Smith and Diana Silveira appointed for five-year terms following a ballot vote.

### 34. County Commission miscellaneous.

The members welcomed Commissioner Morroni back and wished him a continued strong recovery.

#### Commissioner Eggers

- Discussed the first meeting of the focus group to review the Downtown Historic Palm Harbor Master Plan and thanked Mr. Woodard and his staff for their work.
- Thanked John Thorington, Port of Tampa, for a tour of the port and Pasco County Commissioner Ted Schrader for his leadership and 16 years of service on the Board of Tampa Bay Water.

- Reported that retiring Palm Harbor Chamber of Commerce President/CEO Connie Davis was honored at a recent awards banquet.
- Related that the VA has provided Veteran Resource Guide cards to Pinellas County police officers, to be given to any veterans they may encounter; announced Veterans Day ceremonies to be held at various locations on November 11 and 12; and noted that a Veterans Honor Flight welcoming will take place on November 1.
- Announced that he will be involved with the Canvassing Board for the next three weeks and urged the public to vote.
- Wished his assistant, Kimberly Greenleaf, a happy birthday and thanked her for the work she does for Pinellas County residents.

#### Commissioner Welch

- Suggested that the members obtain copies of the veteran resource cards to carry while traveling throughout the county.
- Discussed his trip to the Research Triangle in North Carolina, organized by the St. Petersburg Chamber of Commerce, and thanked Greg Holden and Christopher Steinocher for the opportunity to participate.

#### Commissioner Long

- Thanked staff of various BCC departments, the Clerk's Office, and others for participation in a demonstration of the Granicus iLegislate software.

#### Chairman Justice

- Discussed his participation in the Historic Preservation Summit hosted by the Historic Preservation Board.
- Discussed his visit to Art in the PARC hosted by Duke Energy last week, noting that artwork by PARC artists can be purchased in various locations year-round.

#### Commissioner Morrone

- Expressed his happiness at being out of the hospital and back at work, noting the great care provided by the staff of Moffitt Cancer Center; thanked the members, staff, the public, and his family and friends for their prayers and support over the last several months.

**Meeting Recessed: 4:00 P.M.**

**Meeting Reconvened: 6:03 P.M.**

**PUBLIC HEARINGS**

**All public hearing items have been properly advertised. Affidavits of Publication have been received and are on file in the Board Records Department.**

**BOARD OF COUNTY COMMISSIONERS**

35. Ordinance amending Section 170-199 of the County Land Development Code related to concrete paver and clay brick driveways in residential areas.

Ordinance No. 16-53 adopted. No correspondence has been received. No citizens appeared to be heard.

**A motion was made by Vice-Chairman Long, seconded by Commissioner Eggers, that the item be approved. The motion carried by the following vote:**

**Aye:** 4 - Chairman Justice, Vice-Chairman Long, Commissioner Eggers, and Commissioner Welch

**Absent:** 3 - Commissioner Gerard, Commissioner Morroni, and Commissioner Seel

36. Case No. Q Z-19-9-16 (Marguerite F. Freeborn, Emil and Melinda Pratesi, and Richard LaBelle)

A request for a zoning change from E-1, Estate Residential to R-3, Single Family Residential on approximately 5.1 acres located at 3436 Fisher Road, 3440 Fisher Road, and 3446 Lake Drive in the unincorporated area of Dunedin.

Resolution No. 16-79 adopted approving the zoning change. The Local Planning Agency recommended approval of the request. A letter of concern signed by the residents of 15 neighboring households has been received. No citizens appeared to be heard.

In response to the Chairman's call for the applicant, Robert Pergolizzi, Gulf Coast Consulting, Inc., indicated that he represents the applicants/owners, and the contract purchaser, Michael Willenbacher. He provided a brief overview of the proposal, noting that it reflects a continuation of the existing single-family development built following the Board's approval in 2014; that rezoning is consistent with the underlying land use; that the LPA and staff are in support; and that the proposal was well received by the neighbors. In response to query by Commissioner Eggers, he clarified that approximately 2.5 acres of the western portion of the site were rezoned in 2014, referencing case number Z-4-2-14, and eight homes were developed; and that the present request involves the eastern portion of the site fronting Fisher Road.

Responding to the Chairman's call for citizens wishing to be heard, Greg Nolan, Dunedin, expressed his concerns relating to setbacks from a nearby lake, wildlife, and trees.

In response to concerns expressed by Mr. Nolan and query by Commissioner Eggers, Mr. Pergolizzi indicated that issues raised by Mr. Nolan are related to the site plan; that Mr. Willenbacher discussed setbacks with Mr. Nolan; that the applicants intend to keep the trees as required under the site plan and the Pinellas County Code; and that building setbacks will also prevent interference with the trees.

**A motion was made by Commissioner Welch, seconded by Vice-Chairman Long, that the item be approved. The motion carried by the following vote:**

**Aye:** 4 - Chairman Justice, Vice-Chairman Long, Commissioner Eggers, and Commissioner Welch

**Absent:** 3 - Commissioner Gerard, Commissioner Morroni, and Commissioner Seel

**37. Case No. Q Z-21-9-16 (Paul W. and Nancy J. Gillmette)**

A request for a zoning change from RPD-7.5, Residential Planned Development, 7.5 units per acre, to R-5, Urban Residential, and a variance to allow a single family subdivision with up to 10 lots fronting a private road where frontage along a publicly-accessible right-of-way is required, and a variance to allow a 6-foot front setback for structures on the east side of proposed lot 9 and the west side of proposed lot 10 adjacent to the T-type turnaround where 10 feet is required in an R-5 zone on approximately 2 acres located at 2881 Summerdale Drive in the unincorporated area of Clearwater.

Resolution No. 16-80 adopted approving the zoning change and the variances. The Local Planning Agency recommended approval of all components of the request, with the variances subject to the conditions set forth in the staff report. Five letters in opposition and one letter of no objection to the application have been received.

In response to the Chairman's call for the applicant, Bernard Strong, Clearwater, indicated that he is the property owner; and that he concurs with the staff recommendations.

**A motion was made by Vice-Chairman Long, seconded by Commissioner Welch, that the item be approved. The motion carried by the following vote:**

**Aye:** 4 - Chairman Justice, Vice-Chairman Long, Commissioner Eggers, and Commissioner Welch

**Absent:** 3 - Commissioner Gerard, Commissioner Morroni, and Commissioner Seel

**38. Case No. Q CU-22-9-16 (Pinellas County Real Property Division)**

A request for a conditional use for the construction of a stormwater treatment facility on approximately 0.25 acre located at 11805 104th Street North in the unincorporated area of Largo.

Resolution No. 16-81 adopted approving the conditional use request. The Local Planning Agency recommended approval subject to the conditions set forth in the staff report. No correspondence has been received. No citizens appeared to be heard.

A motion was made by Vice-Chairman Long, seconded by Commissioner Welch, that the item be approved. The motion carried by the following vote:

**Aye:** 4 - Chairman Justice, Vice-Chairman Long, Commissioner Eggers, and Commissioner Welch

**Absent:** 3 - Commissioner Gerard, Commissioner Morroni, and Commissioner Seel

**39.** Case No. Q Z/LU-12-5-16 (Martin Rosato)

A request for a land use change from Recreation/Open Space to Institutional, and a zoning change from A-E, Agricultural Estate Residential to PSP-CO, Public/Semi-Public-Conditional Overlay, with the Conditional Overlay limiting the use of the property to a medical clinic with a maximum 0.2 floor area ratio on approximately 2 acres located on the east side of McMullen Booth Road approximately 700 feet north of Curlew Road in Palm Harbor.

Chairman Justice noted that the item was withdrawn by the applicant.

**40.** Case No. Q CU-17-7-16 (Renee' Letosky-Smith (Briggs))

A request for a modification of an existing conditional use to allow for the day care, training, grooming, and overnight boarding of up to 100 dogs and to allow for the boarding of three horses on a property without a primary residential use, a variance to allow an existing 6-foot-high fence to remain with a 0-foot front setback where 50 feet is required in an A-E zone, and a variance to allow for the construction of a 36-square-foot sign where a maximum 24-square-foot sign is permitted in a residential district on approximately 1.3 acres located at 2845 Belcher Road in the unincorporated area of Dunedin.

Chairman Justice stated that despite a prior request to continue the hearing, which was announced to the public earlier today, the applicant is present and wishes to proceed; whereupon, he sought guidance from Attorney Bennett, who advised that the hearing should be continued in accordance with the earlier announcement, and the members agreed.

Noting that December 13 would be the next opportunity for the hearing, Chairman Justice invited the applicant's representative to address the Board. Housh Ghovae, Northside Engineering, Clearwater, indicated that he has a scheduling conflict and requested that he be allowed to work with staff to set another date, and no objections were noted; whereupon, Attorney Bennett pointed out that the case would need to be re-advertised.

**ADJOURNMENT - 6:15 P.M.**

ATTEST: KEN BURKE, CLERK

By *Nona P. Long*  
Deputy Clerk



*Justice*  
Chairman